

**FACSIMILE TRANSMITTAL**

March 15, 2004

**from JAMES E. BEYER**

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**Fax Number:** (703) 872-9306**Client Number:** BAT 0063 PA/40078.243**OFFICIAL****Pages:** 14  
**(including cover)****Comments:** Please see the attached Preliminary Amendment.

If there are any problems in receiving this transmission, please call Vicki Hebbard (937) 223-2050 immediately. Thank you.

**Application of**

Applicants : Toney  
Serial No. : 10/658,105  
Filed : September 9, 2003  
Title : MULTI-BARRIER PHOTONIC HETEROSTRUCTURES  
Docket : BAT 0063 PA/40078.243  
Art Unit : 2811

JEB/vlh

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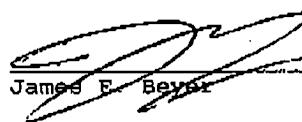
## Application of

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Commissioner for Patents  
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Sir:

  
James E. Bevins39,564  
Reg. No.

## PRELIMINARY AMENDMENT

This paper is being filed prior to receipt of an Office Action in the above-noted application. Consideration of the present application is respectfully requested in light of the amendments and remarks below, which include, in order of appearance, beginning on separate sheets:

- Amendments to the Claims; and
- Remarks.